

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re PATENT APPLICATION of:

Confirmation Number: 6434

Lienert *et al.*

Application No.: 10/511,172

Group Art Unit: Unassigned

Filed: April 14, 2003

Examiner: Unassigned

Title: MICROCAPSULES FOR THE PRODUCTION OF STORAGE-STABLE UNSATURATED POLYMER COMPOSITIONS

August 2, 2006

**PETITION TO WITHDRAW HOLDING OF  
ABANDONMENT PURSUANT TO 37 C.F.R. §1.181(a)**

**Mail Stop Petitions**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

This petition is in response to the "Notice of Abandonment" (alleged failure to respond to the Notification of Missing Requirements mailed March 9, 2005) dated July 17, 2006, with respect to the above-identified patent application. Pursuant to the provisions of 37 C.F.R. §1.181(a), the applicants hereby respectfully request the withdrawal of the holding of abandonment of U.S. Patent Application No. 10/511,172. The applicants submit that the application is **not** abandoned.

Enclosed (as Exhibit A) is a copy of the applicants' response to the Notification of Missing Requirements. All documents set forth under Exhibit A were submitted March 16, 2005. As proof that the applicants' response was properly filed with the USPTO, enclosed (as Exhibit B) is a copy of the Auto-Reply Facsimile Transmission confirming receipt by the USPTO of the applicants' facsimile transmission of March 16, 2005. Lastly, as further evidence

of the applicants' intention not to abandon the above-identified application, the applicants submit (as Exhibit C) a copy of a status inquiry dated April 28, 2006 and the Auto-Reply Facsimile Transmission confirming receipt by the USPTO of the applicants' facsimile transmission of April 28, 2006.

In view of the foregoing, the applicants submit that the present application is not abandoned. Accordingly, the applicants request that the holding of abandonment be immediately withdrawn.

The applicants submit that although no fee is due for consideration of the present application in that the application is not abandoned and the petition has been presented under 37 C.F.R. § 1.181(a), should the USPTO determine that a fee is due for presentation of this request, the Patent Office is authorized to charge said fee to Deposit Account No. 03-3975, under Order No. 007376-0312476. Should the USPTO have any questions or concerns regarding this petition, the undersigned may be contacted at the number indicated below.

Respectfully submitted,

PILLSBURY WINTHROP SHAW PITTMAN LLP



Thomas A. Cawley, Jr., Ph.D.

Reg. No. 40,944

Tel. No. (703) 770-7944

Fax No. (703) 770-7901

TAC/JCL  
P.O. Box 10500  
McLean, VA 22102  
(703) 770-7900

# Exhibit A

Attorney Docket No.: 007376-0312476

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re PATENT APPLICATION of:  
Lienert et al.

Confirmation No: 6434

Application No.: 10/511,172

Group Art Unit: Unassigned

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Title: Microcapsules for the Production of Storage-Stable Unsaturated Polymer Compositions

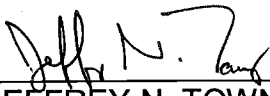
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

**CERTIFICATION OF FACSIMILE TRANSMISSION**  
**UNDER 37 C.F.R. § 1.8**

I hereby certify that the following papers, consisting of 13 pages including this cover sheet, are being facsimile transmitted to the Patent and Trademark Office at 703.746.4060 on the date shown below:

1. Response to Notification of Missing Requirements (1 page)
2. Copy of Notification of Missing Requirements (2 pages)
3. Fee Transmittal (1 page)
4. Declarations Executed by the Inventors (8 pages)

PILLSBURY WINTHROP LLP

  
\_\_\_\_\_  
JEFFREY N. TOWNES  
Reg. No. 47,142

Date: March 16, 2005

P.O. Box 10500  
McLean, VA 22102  
Telephone: 703.905.2000  
Facsimile: 703.905.2500

**COPY**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:  
KLAUS-WILHELM LIENERT ET AL.

Application No.: 10/511,172

Confirmation No: 6434

Filed: April 14, 2003

Group Art Unit: Unassigned

Examiner: Unassigned

Title: Microcapsules for the Production of Storage-Stable Unsaturated Polymer Compositions

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

**Mail Stop Missing Parts**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

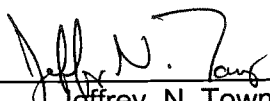
Sir:

In response to the Notification of Missing Requirements mailed March 9, 2005, a copy of which is enclosed, Applicants herewith submit the following:

1. Executed Combined Declaration and Power of Attorney of Inventors
2. Fee Transmittal

Respectfully submitted,

PILLSBURY WINTHROP LLP

By   
Jeffrey N. Townes  
Registration No. 47,142

Date: March 16, 2005

P.O. Box 10500  
McLean, VA 22102  
Customer No.: 00909

**COPY**



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/511,172	Klaus-Wilhelm Lienert	007376-0312476

INTERNATIONAL APPLICATION NO.

PCT/EP03/03836

I.A. FILING DATE

04/14/2003

PRIORITY DATE

04/15/2002

909

PILLSBURY WINTHROP, LLP  
 P.O. BOX 10500  
 MCLEAN, VA 22102

COPY

CONFIRMATION NO. 6434

371 FORMALITIES LETTER



\*OC000000015387118\*

Date Mailed: 03/09/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 10/13/2004
- Copy of the International Search Report filed on 10/13/2004
- Copy of IPE Report filed on 10/13/2004
- Preliminary Amendments filed on 10/13/2004
- Information Disclosure Statements filed on 10/13/2004
- Request for Immediate Examination filed on 10/13/2004
- U.S. Basic National Fees filed on 10/13/2004
- Priority Documents filed on 10/13/2004

RECEIVED

PILLSBURY WINTHROP LLP/VA

MAR 11 2005

CL. 07376 MT# 0312476  
 ATTY(S) ARULANT  
 DUE: 5-4-5  
 DKT BY (1) L.A. (2) M.S.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE

DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/511,172	PCT/EP03/03836	007376-0312476

FORM PCT/DO/EO/905 (371 Formalities Notice)

**COPY**

# COPY

PTO/SB/17 (12-04v2)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

## FEE TRANSMITTAL For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 130

### Complete if Known

Application Number 10/511,172  
Filing Date April 14, 2003  
First Named Inventor Lienert  
Examiner Name Unassigned  
Art Unit Unassigned  
Attorney Docket No. 007376-0312476

### METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account Deposit Account Number: 033975 Deposit Account Name: \_\_\_\_\_

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

### FEE CALCULATION

#### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

#### 2. EXCESS CLAIM FEES

<u>Fee Description</u>	<u>Fee (\$)</u>	<u>Fee (\$)</u>
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180
<u>Total Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>
<u>Fee Paid (\$)</u>		
<u>Multiple Dependent Claims</u>		
<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>	
<u>Indep. Claims</u>		
<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>	

#### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$)

- 100 = / 50 = (round up to a whole number) x = Fee Paid (\$)

#### 4. OTHER FEE(S)

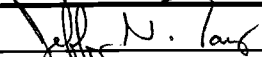
Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): late oath surcharge

Fees Paid (\$)

130

### SUBMITTED BY

Signature  Registration No. 47,142 Telephone 703.905.2000  
Name (Print/Type) Jeffrey N. Townes (Attorney/Agent) Date March 16, 2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



FOR PCT  
NATIONAL PHASE  
ORIGINAL  
DECLARATION

RULE 63 (37 C.F.R. 1.63)  
DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the **INVENTION ENTITLED Microcapsules for the Production of Storage-Stable Unsaturated Polymer Compositions**, the specification of which was filed as U.S. Application No. 10/511,172 on October 13, 2004.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. 1.56. Except as noted below, I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International Application which designated at least one other country than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International Application, filed by me or my assignee disclosing the subject matter claimed in this application and having a filing date (1) before that of the application on which priority is claimed, or (2) if no priority claimed, before the filing date of this application:

**PRIOR FOREIGN APPLICATION(S)**

Number	Country	Filed	Date First Laid Open Or Published	Date Patented or Granted	Priority Claimed
102 16 550.5	Germany	April 15, 2002			Yes

Except as noted below, I hereby claim domestic priority benefit under 35 U.S.C. 119(e) or 120 and/or 365(c) of the indicated United States applications listed below and PCT international applications listed above or below and, if this is a continuation-in-part (CIP) application, insofar as the subject matter disclosed and claimed in this application is in addition to that disclosed in such prior applications, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. 1.56 which became available between the filing date of each such prior application and the national or PCT international filing date of this application:

**PRIOR U.S. PROVISIONAL, NONPROVISIONAL AND/OR PCT APPLICATION(S)**

Application Number	Filed	Status	Priority Claimed
PCT/EP03/03836	April 14, 2003	pending, abandoned, patented	Yes

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

And I hereby appoint Pillsbury Winthrop LLP, Intellectual Property Group, (to whom all communications are to be directed), and persons of that firm who are associated with USPTO Customer No. 00909 individually and collectively my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent, and I hereby authorize them to delete from that Customer No. names of persons no longer with their firm, to add new persons of their Firm to that Customer No., and to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct the above Firm and/or an attorney of that Firm in writing to the contrary.

**Power of Attorney to Customer Number**

00909

INVENTOR'S SIGNATURE:

Date:

Name	KLAUS-WILHELM		LIENERT
	First	Middle Initial	Family Name
Residence	Hamburg	Federal Republic of Germany	Germany
	City	State/Foreign Country	Country of Citizenship
Mailing Address	Bernadottestr. 54, 22763 Hamburg, Federal Republic of Germany		

INVENTOR'S SIGNATURE:

Date:

Name	GUNTER		HEGEMANN
	First	Middle Initial	Family Name
Residence	Hamburg	Federal Republic of Germany	Germany
	City	State/Foreign Country	Country of Citizenship
Mailing Address	Andreasstr. 23, 22301 Hamburg, Federal Republic of Germany		

COPY

INVENTOR'S SIGNATURE:

Date:

Name	WILLIAM	D	DUNBAR
	First	Middle Initial	Family Name
Residence	Ghent	NY	United States
	City	State/Foreign Country	Country of Citizenship
Mailing Address	P.O. Box 71, Ghent, NY 12075		

INVENTOR'S SIGNATURE:

Date:

Name	IVAN		SHEIHAM
	First	Middle Initial	Family Name
Residence	Buckinghamshire	Great Britain	Great Britain
	City	State/Foreign Country	Country of Citizenship
Mailing Address	Wynnstay Gardens, Marlow, Buckinghamshire, SL 7 3 NR, Great Britain		

INVENTOR'S SIGNATURE:

Date:

Name	TIMOTHY	EDWARD	BANACH
	First	Middle Initial	Family Name
Residence	Scotia	NY	United States
	City	State/Foreign Country	Country of Citizenship
Mailing Address	26 Cedar Lane, Scotia, NY 12302		

Atty. Dkt. No. 007376-0312476

COPY

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Application Number	Filed	Status pending, abandoned, patented	Priority Claimed
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

And I hereby appoint Pillsbury Winthrop LLP, Intellectual Property Group, (to whom all communications are to be directed), and persons of that firm who are associated with USPTO Customer No. 00909 individually and collectively my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent, and I hereby authorize them to delete from that Customer No. names of persons no longer with their firm, to add new persons of their Firm to that Customer No., and to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct the above Firm and/or an attorney of that Firm in writing to the contrary.

**Power of Attorney to Customer Number**

00909

**INVENTOR'S SIGNATURE:**

**Date:**

Name	KLAUS-WILHELM		LIENERT	
	First	Middle Initial	Family Name	
Residence	Hamburg	Federal Republic of Germany	Germany	
	City	State/Foreign Country	Country of Citizenship	
Mailing Address	Bernadottestr. 54, 22763 Hamburg, Federal Republic of Germany			

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COPY

INVENTOR'S SIGNATURE:

Date:

Name	WILLIAM	D	DUNBAR
	First	Middle Initial	Family Name
Residence	Ghent	NY	United States
	City	State/Foreign Country	Country of Citizenship
Mailing Address	P.O. Box 71, Ghent, NY 12075		

INVENTOR'S SIGNATURE:

Date:

Name	IVAN		SHEIHAM
	First	Middle Initial	Family Name
Residence	Buckinghamshire	Great Britain	Great Britain
	City	State/Foreign Country	Country of Citizenship
Mailing Address	Wynnstay Gardens, Marlow, Buckinghamshire, SL 7 3 NR, Great Britain		

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And I hereby appoint Pillsbury Winthrop LLP, Intellectual Property Group, (to whom all communications are to be directed), and persons of that firm who are associated with USPTO Customer No. 00909 individually and collectively my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent, and I hereby authorize them to delete from that Customer No. names of persons no longer with their firm, to add new persons of their Firm to that Customer No., and to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct the above Firm and/or an attorney of that Firm in writing to the contrary.

Power of Attorney to Customer Number

00909

COPY

**INVENTOR'S SIGNATURE:**

**Date:**

Name	KLAUS-WILHELM	LIENERT	
	First	Middle Initial	Family Name
Residence	Hamburg	Federal Republic of Germany	Germany
	City	State/Foreign Country	Country of Citizenship
Mailing Address	Bernadottestr. 54, 22763 Hamburg, Federal Republic of Germany		

**INVENTOR'S SIGNATURE:**

**Date:**

Name	GUNTER	HEGEMANN	
	First	Middle Initial	Family Name
Residence	Hamburg	Federal Republic of Germany	Germany
	City	State/Foreign Country	Country of Citizenship
Mailing Address	Andreasstr. 23, 22301 Hamburg, Federal Republic of Germany		

INVENTOR'S SIGNATURE:

Date:

*Wm D. Dunbar**11.8.04*

Name	WILLIAM	D	DUNBAR
	First	Middle Initial	Family Name
Residence	Ghent	NY	United States
	City	State/Foreign Country	Country of Citizenship
Mailing Address	P.O. Box 71, Ghent, NY 12075		

INVENTOR'S SIGNATURE:

Date:

Name	IVAN		SHEIHAM
	First	Middle Initial	Family Name
Residence	Buckinghamshire	Great Britain	Great Britain
	City	State/Foreign Country	Country of Citizenship
Mailing Address	Wynnstay Gardens, Marlow, Buckinghamshire, SL 7 3 NR, Great Britain		

INVENTOR'S SIGNATURE:

Date:

Name	TIMOTHY	EDWARD	BANACH
	First	Middle Initial	Family Name
Residence	Scotia	NY	United States
	City	State/Foreign Country	Country of Citizenship
Mailing Address	26 Cedar Lane, Scotia, NY 12302		

Atty. Dkt. No. 007376-0312476

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FOR PCT  
NATIONAL PHASE  
ORIGINAL  
DECLARATION

RULE 63 (37 C.F.R. 1.63)  
DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the **INVENTION ENTITLED Microcapsules for the Production of Storage-Stable Unsaturated Polymer Compositions**, the specification of which was filed as U.S. Application No. 10/511,172 on October 13, 2004.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. 1.56. Except as noted below, I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International Application which designated at least one other country than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International Application, filed by me or my assignee disclosing the subject matter claimed in this application and having a filing date (1) before that of the application on which priority is claimed, or (2) if no priority claimed, before the filing date of this application:

**PRIOR FOREIGN APPLICATION(S)**

Number	Country	Filed	Date First Laid Open Or Published	Date Patented or Granted	Priority Claimed
102 16 550.5	Germany	April 15, 2002			Yes

Except as noted below, I hereby claim domestic priority benefit under 35 U.S.C. 119(e) or 120 and/or 365(c) of the indicated United States applications listed below and PCT international applications listed above or below and, if this is a continuation-in-part (CIP) application, insofar as the subject matter disclosed and claimed in this application is in addition to that disclosed in such prior applications, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. 1.56 which became available between the filing date of each such prior application and the national or PCT international filing date of this application:

**PRIOR U.S. PROVISIONAL, NONPROVISIONAL AND/OR PCT APPLICATION(S)**

Application Number	Filed	Status	Priority Claimed
PCT/EP03/03836	April 14, 2003	pending, abandoned, patented	Yes

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

And I hereby appoint Pillsbury Winthrop LLP, Intellectual Property Group, (to whom all communications are to be directed), and persons of that firm who are associated with USPTO Customer No. 00909 individually and collectively my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent, and I hereby authorize them to delete from that Customer No. names of persons no longer with their firm, to add new persons of their Firm to that Customer No., and to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct the above Firm and/or an attorney of that Firm in writing to the contrary.

Power of Attorney to Customer Number

00909

COPY

**INVENTOR'S SIGNATURE:**

**Date:**

Name	KLAUS-WILHELM	LIENERT	
	First	Middle Initial	Family Name
Residence	Hamburg	Federal Republic of Germany	Germany
	City	State/Foreign Country	Country of Citizenship
Mailing Address	Bernadottestr. 54, 22763 Hamburg, Federal Republic of Germany		

**INVENTOR'S SIGNATURE:**

**Date:**

Name	GUNTER	HEGEMANN	
	First	Middle Initial	Family Name
Residence	Hamburg	Federal Republic of Germany	Germany
	City	State/Foreign Country	Country of Citizenship
Mailing Address	Andreasstr. 23, 22301 Hamburg, Federal Republic of Germany		

INVENTOR'S SIGNATURE:

Date:

Name	WILLIAM	D	DUNBAR
	First	Middle Initial	Family Name
Residence	Ghent	NY	United States
	City	State/Foreign Country	Country of Citizenship
Mailing Address	P.O. Box 71, Ghent, NY 12075		

INVENTOR'S SIGNATURE:

Date:

Name	IVAN		SHEIHAM
	First	Middle Initial	Family Name
Residence	Buckinghamshire	Great Britain	Great Britain
	City	State/Foreign Country	Country of Citizenship
Mailing Address	Wynnstay Gardens, Marlow, Buckinghamshire, SL 7 3 NR, Great Britain		

INVENTOR'S SIGNATURE:

Date:

Name	TIMOTHY	EDWARD	BANACH
	First	Middle Initial	Family Name
Residence	Scotia	NY	United States
	City	State/Foreign Country	Country of Citizenship
Mailing Address	26 Cedar Lane, Scotia, NY 12302		

Atty. Dkt. No. 007376-0312476

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## Exhibit B

## Auto-Reply Facsimile Transmission



TO: Fax Sender at 703 905 2500

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03-16-05 09:33 From-Pillsbury Winthrop LLP 703-905-2500 T-037 P.001 F-429

Attorney Docket No.: 007376-0312476

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:  
Lienert et al.

Confirmation No: 6434

Application No.: 10/511,172

Group Art Unit: Unassigned

Filed: April 14, 2003

Examiner: Unassigned

Title: Microcapsules for the Production of Storage-Stable Unsaturated Polymer Compositions

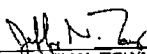
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### CERTIFICATION OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8

I hereby certify that the following papers, consisting of 13 pages including this cover sheet, are being facsimile transmitted to the Patent and Trademark Office at 703.746.4060 on the date shown below:

1. Response to Notification of Missing Requirements (1 page)
2. Copy of Notification of Missing Requirements (2 pages)
3. Fee Transmittal (1 page)
4. Declarations Executed by the Inventors (8 pages)

PILLSBURY WINTHROP LLP

  
JEFFREY N. TOWNES  
Reg. No. 47,142

Date: March 16, 2005

P.O. Box 10500  
McLean, VA 22102  
Telephone: 703.905.2000  
Facsimile: 703.905.2500

30310913v1

PAGE 1/13 \* RCVD AT 3/16/2005 9:35:05 AM [Eastern Standard Time] \* SVR:USPTO-2FXRF-2/1 \* CNIS:7464060 \* CSID:703 905 2500 \* DURATION (mm:ss):04:12

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## Exhibit C

## Auto-Reply Facsimile Transmission



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04-28-2006 11:07am From:PILLSBURY WINTHROP +703-905-2500 T-050 P.001/002 F-413

Attorney Reference No.: 007376-0312476

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:  
LIENERT, ET AL.

Confirmation No: 6434

Application No.: 10/511,172

Group Art Unit: Unassigned

Filed: April 14, 2003

Examiner: Unassigned

Title: MICROCAPSULES FOR THE PRODUCTION OF STORAGE-STABLE UNSATURATED POLYMER COMPOSITIONS

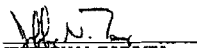
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### CERTIFICATION OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8

I hereby certify that the following papers, consisting of 2 pages including this cover sheet, are being facsimile transmitted to the Patent and Trademark Office at 571.273.8300 on the date shown below:

(1) Status Inquiry

PILLSBURY WINTHROP SHAW PITTMAN LLP

  
JEFFREY N. TOWNES  
Reg. No. 47,142

Date: April 28, 2006

P.O. Box 10500  
McLean, VA 22102  
Telephone: 703.770.7900  
Facsimile: 703.770.7901

400365454v1

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Attorney Reference No.: 007376-0312476

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re PATENT APPLICATION of:  
LIENERT, ET AL.

Confirmation No: 6434

Application No.: 10/511,172

Group Art Unit: Unassigned

Filed: April 14, 2003

Examiner: Unassigned

Title: MICROCAPSULES FOR THE PRODUCTION OF STORAGE-STABLE UNSATURATED POLYMER COMPOSITIONS

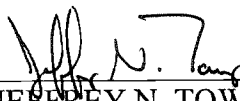
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATION OF FACSIMILE TRANSMISSION  
UNDER 37 C.F.R. § 1.8**

I hereby certify that the following papers, consisting of 2 pages including this cover sheet, are being facsimile transmitted to the Patent and Trademark Office at 571.273.8300 on the date shown below:

(1) Status Inquiry

PILLSBURY WINTHROP SHAW PITTMAN LLP

  
\_\_\_\_\_  
JEFFREY N. TOWNES  
Reg. No. 47,142

Date: April 28, 2006

P.O. Box 10500  
McLean, VA 22102  
Telephone: 703.770.7900  
Facsimile: 703.770.7901

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: LIENERT, ET AL.

Confirmation No.: 6434

Application No.: 10/511,172

Group No.: Unassigned

Filed: April 14, 2003

Examiner: Unassigned

Title: MICROCAPSULES FOR THE PRODUCTION OF STORAGE-STABLE UNSATURATED POLYMER COMPOSITIONS

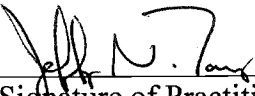
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

**STATUS INQUIRY**

The above-identified patent application was filed on April 14, 2003 and entered the U.S. national phase on October 13, 2004. To date, Applicants have not received a first action on the merits. Applicants respectfully request to be apprised of the status of the application.

Date: April 28, 2006

PILLSBURY WINTHROP LLP  
P.O. Box 10500  
McLean, VA 22102  
Customer No.: 00909

  
\_\_\_\_\_  
Signature of Practitioner  
Jeffrey N. Townes  
Reg. No.: 47,142  
Tel. No.: 703.770.7900

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